

# Commission Meeting

**2009-04-22 09:15:00.0**

PLEASE NOTE TIME CHANGE

Joseph P. Bort MetroCenter Lawrence D. Dahms  
Auditorium 101 - Eighth Street Oakland,  
California 94607

*This agenda was updated 2009-04-22  
14:05:24.0. It is accurate to the best of our  
knowledge at that time.*

*For assistance, please contact Rosy Leyva,  
[rleyva@mtc.ca.gov](mailto:rleyva@mtc.ca.gov), 510.817.5775*

*This meeting will be [audiocast](#) on the MTC Web  
site during the meeting, and an [audio file](#) will be  
available for approximately one month after the  
meeting date.*

## Chair

Scott Haggerty

## Vice Chair

Adrienne J. Tissier

## Members

Tom Azumbrado Tom Bates Dean J. Chu  
Dave Cortese Chris Daly Bill Dodd  
Dorene M. Giacomini Federal D. Glover  
Anne W. Halsted Steve Kinsey Sue  
Lempert Jake Mackenzie Jon Rubin Bijan  
Sartipi James P. Spering Amy Rein Worth  
Ken Yeager

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## Roll Call

1.

**Action:** Confirm Quorum\*\*\*

## Closed Session

*The Committee will meet in closed session pursuant to Government Code Section  
54956.9(a): (1) Darensburg v. MTC, U.S. District Court, Northern Dist. Case No. C-05-*

*2. 01597 (EDL); and (2) Lewis, et al. v. MTC, et al., Alameda County Superior Court, Case  
No. RG-09-438262, and as authorized pursuant to Government Code Section 54956.9(b)  
and/or (c) to confer with counsel regarding anticipated litigation.*

**Presented by:** Haggerty

## Return to Open Session

3. **Presented by:** Chin

**Action:** Approval

## Chair's Report -

4. **Presented by:** Haggerty

**Action:** Information

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**Commissioner Comments**

5.

**Action:** Information

**Executive Director's Report -**

6. **Presented by:** Heminger

**Action:** Information

**Consent Calendar**

7.

**Action:** Approval

**Commission Meeting Minutes - March 25, 2009.\***

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- [7a CommissionMinutes3-25-09.pdf](#)

**Administration Committee**

**Resolution No. 1198, Revised - MTC's Conflict of Interest Code - Submission to the Fair Political Practices Commission.\***

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- [7b temp-1198.pdf](#)

**Resolution No. 3857, Revised - FY 2008-09 Overall Work Program (OWP).\***

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- [7c tmp-3857.pdf](#)

**Resolution No. 3899 - FY 2009-10 Caltrans Planning Grants.\***

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- [7d tmp-3899.pdf](#)

**Programming & Allocations Committee**

**Resolution No. 3288, Revised - Update of programming and allocation policies for the Five Percent State General Fund Revenues and Two Percent Bridge Toll**

- **Revenues programs.\***

- [7e tmp-3288.pdf](#)

**Resolution No. 3636, Revised - Revisions to the Regional Measure 2 (RM2) Policies and Procedures.\***

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- [7f tmp-3636.pdf](#)

**Resolution No. 3651, Revised - Proposed allocation of \$5 million in RM2 Capital funds.\***

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- [7g tmp-3651.pdf](#)

**Resolution No. 3875, Revised - 2009 Transportation Improvement Program (TIP)**

- **Amendments 2009-13 and 2009-14.\***

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- [tmp\\_3875\\_042109.pdf](#)

**Resolution No. 3880, Revised - Proposition 1B - Transit: FY 2008-09 Population - Based Funds Round 2.\***

- [7h\\_tmp-3880.pdf](#)

**Resolution No. 3885, Revised - Federal American Recovery and Reinvestment Act (ARRA).\***

- [7i\\_tmp-3885.pdf](#)

**Resolution No. 3987 - Regional Measure 2 (RM2): Proposed Program for FY 2009-10 Operating Assistance.\***

- [7j\\_tmp-3897.pdf](#)

#### **Legislation Committee**

**MTC Advisory Committees - Extension of Terms for Advisory Committee Members through 2009.\***

- [7k\\_LC recommends Apr.pdf](#)

**AB 672 (Bass): Letter of No Prejudice; AB 1072 (Eng): Proposition 1B - Transit Funding Formula - Proposition 1B Project Delivery.\***

**Action: Support**

- [7k\\_LC recommends Apr.pdf](#)

#### **Standing Committee Minutes**

*Draft Committee minutes are presented for information only as background for items that will be taken up by the full Commission. The respective committees at their next regular meetings will approve the minutes.*

#### **Planning Committee Meeting Draft Minutes - April 10, 2009.\***

- [7l\\_Planningminutes4-10-09.pdf](#)

**Legislation Committee Meeting Draft Minutes - April 10, 2009.\***

- [7m\\_LegislationMinutesApr.pdf](#)

- **Operations Committee Meeting Draft Minutes - April 10, 2009.**

**Administration Committee Meeting Draft Minutes - April 15, 2009.\***

- [7n\\_Admin\\_Minutes\\_April\\_2009.pdf](#)

#### **Programming & Allocations Committee Meeting Draft Minutes - April 15, 2009.\***

- [7o\\_PACApr09\\_mins.pdf](#)

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## Draft MTC Advisory Committee Minutes

*Draft Advisory Committee minutes are presented for Commission information only.*

### Advisory Council Meeting Draft Minutes - April 8, 2009.\*

- [7p\\_AdvisoryminutesApril.pdf](#)

- **Minority Citizens Advisory Draft Minutes - April 14, 2009.**

### Elderly and Disabled Advisory Draft Minutes - April 2, 2009.\*

- [7q\\_EDACminApr.pdf](#)

## Committee Reports

### Programming & Allocations Committee -

8.

**Presented by:** Kinsey

#### **Resolution No. 3896 - Federal American Recovery and Reinvestment Act (ARRA): Proposal for State Funding.\***

*This item is a proposal for the State funding element of the ARRA. The Bay Area's share is roughly \$167 million in flexible highway funds, including \$9.6 million for*

- a) *Transportation Enhancement projects.*

**Action:** Approval

- [8a\\_tmp-3896.pdf](#)

### Legislation Committee -

9.

**Presented by:** Rubin

#### **AB 744 (Torrico) - Legislative Principles: Regional High Occupancy Toll Lane Network.**

- a) **Recommended position:** Support

- [9a\\_AB744TorricoLegPrinciples-Amended.pdf](#)

- [REVISED-LegFrameworkExpressNetworkProposedRevisions.pdf](#)

### Planning Committee -

10.

**Presented by:** Spering

#### **Transportation 2035 Plan:**

#### **Resolution No. 3891 - Proposed Final Transportation Air Quality Conformity**

- a) **Analysis.\***

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**Action:** Approval

- [10a tmp-3891.pdf](#)

**Resolution No. 3875, Revised - Proposed Final 2009 Transportation Improvement Program/Amendment #09-06.\***

b) **Action:** Approval

- [10b tmp-3875 Revised042109.pdf](#)

**Resolution No. 3892 - Proposed Final Environmental Impact Report (EIR).\***

c) **Action:** Approval

- [10c tmp-3892.pdf](#)

**Resolution No. 3893 - Proposed Final Transportation 2035 Plan.\***

*The Committee seeks the Commission's review and approval of the proposed Final Transportation 2035 Plan and its EIR and conformity analysis, as well as the 2009*

d) *Transportation Improvement Program/Amendment #09-06.*

**Action:** Approval

- [10d tmp-3893 v2 040709AN.pdf](#)

**Public Comment**

**11.**

**Action:** Information

**12. Adjournment**

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**Next meeting**

2009-05-27 10:00:00.0

Joseph P. Bort MetroCenter

Lawrence D. Dahms Auditorium

101 - Eighth Street

Oakland, California 94607

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\*Attachment to Commission members and other officials. (Copies available at meeting).

\*\*All items on the agenda are subject to action and/or change by the Commission.

\*\*\* A quorum of this commission shall be a majority of its regular non-ex-officio voting

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members (9).

**Public Comment:** The public is encouraged to comment on agenda items at committee meetings by completing a request-to-speak card (available from staff) and passing it to the committee secretary or chairperson. Public comment may be limited by any of the procedures set forth in Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

**Record of Meeting:** MTC meetings are tape-recorded. Copies of recordings are available at a nominal charge, or recordings may be listened to at MTC offices by appointment. Audio casts are maintained on MTC's Web site for public review for at least one month.

**Sign Language Interpreter or Reader:** If requested three (3) working days in advance, sign language interpreter or reader will be provided; for information on getting written materials in alternate formats call 510/817-5757.

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**Parking at the MetroCenter:** Metered parking is available on the street. No public parking is provided at the MetroCenter. Spaces reserved for Commissioners are for the use of their stickered vehicles only; all other vehicles will be towed away.